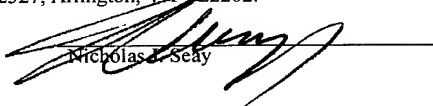


I hereby certify that this correspondence is being deposited with the United States Postal Service on the date set forth below as First Class Mail in an envelope addressed to: Commissioner for Patents, P O Box 2327, Arlington, VA 22202.

Date of Signature and Deposit June 11, 2002

  
Nicholas J. Seay

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Frederick R. Blattner  
Valerie Burland  
Debra J. Rose  
George F. Mayhew  
Nicole Perna  
Robert D. Perry  
Susan C. Straley  
Jacqueline D. Fetherston  
Luther E. Lindler  
Gregory V. Plano

Date: June 11, 2002

**RECEIVED**

JUN 24 2002

ST. CENTER 1600/2900



Serial No.: 09/409,800

Group Art Unit: 1655

Filed: 09/30/99

Examiner: Juliet Caroline Einsmann

Title: PLASMID DNA FROM YERSINIA PESTIS

File No.: 960296.95939

**PETITION AND FEE FOR EXTENSION OF TIME  
(37 CFR 1.136(a))**

Commissioner For Patents  
P O Box 2327  
Arlington, VA 22202

Sir:

Applicant hereby petitions the Commissioner of Patents and Trademarks to extend the time for response to the Office Action dated 12/11/2001 for three (3) months from 03/11/2002 to 06/11/2002.

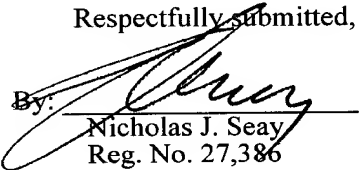
☐ Applicant claims small entity status.

Extension:	Months	Fee for Non- Small Entity	Fee for Small Entity
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input type="checkbox"/>	two months	\$400.00	\$200.00
<input checked="" type="checkbox"/>	three months	\$920.00	\$460.00
<input type="checkbox"/>	four months	\$1440.00	\$720.00
<input type="checkbox"/>	five months	\$1960.00	\$980.00
Fee \$ <u>920.00</u>			

Please charge the above-identified fee and any additional fee due in this application to Deposit Account No. 17-0055.

A response to the Office Action  
☒ is filed herewith.  
☐ has been filed.

Respectfully submitted,

By:   
Nicholas J. Seay  
Reg. No. 27,386

01/11/2002 09:00:00 00000133 170055 03409800  
01/11/2002 520.00 CH

Quarles and Brady LLP  
P O Box 2113  
Madison, WI 53701-2113  
TEL (608)251-5000  
FAX (608)251-9166

FEE TRANSMITTAL  
FOR FY 2002

Patent fees are subject to annual review.

TOTAL AMOUNT OF PAYMENT

\$ 920.00

## Complete if Known

Application Number	09/409,800
Filing Date	09/30/99
First Named Inventor	Frederick R. Blattner
Group Art Unit	1655
Examiner Name	Juliet Caroline Einsmann
Attorney Docket Number	960296.95939

TECH CENTER 1600/2900

JUN 24 2002

RECEIVED

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit  
Account  
Number

17-0055

Deposit  
Account  
Name

Quarles &amp; Brady LLP

- ☒ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status  
See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$).00

## 2. CLAIMS

	Extra	Fee from below	Fee Paid
Total Claims	-20**=	X	=
Independent	-3**=	X	=
Multiple Dependent Claims			=

\*\* or number previously paid, if greater. For reissues see below

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim
109	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$).00

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920	112	920	Requesting publication of SIR prior to Examiner action	
113	1,840	113	1,840	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	920
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive unavoidably abandoned application	
141	1,280	241	640	Petition to revive unintentionally abandoned application	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
146	740	246	370	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	270	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$920.00)

## SUBMITTED BY

## Complete (if applicable)

Typed or  
Printed Name

Nicholas J. Seay

Registration No.  
(Attorney/Agent)

27,386

Telephone

608/251-5000

Signature

Date

June 11, 2002